

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 16, 2007

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: M. MARGO WHEELER

☐ Consent ☒ Discussion

SUBJECT:

SPECIAL USE PERMIT

SUP-20184 - PUBLIC HEARING - APPLICANT: LAS VEGAS CARRIAGES LLC - OWNER: BAPTIST MISSION TO ENGLAND, INC - Request for a Special Use Permit FOR HORSE DRAWN CARRIAGE RIDES at 1060 South Main Street (APN 139-33-811-013), C-M (Commercial/Industrial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 74. The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

6

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

7

City Council Meeting

71

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Justification Letter
5. Returned postcard protests, supports and protest/support and support letters
6. Submitted after final agenda – Returned postcard protests, supports, support letters and support petition with 15 signatures
7. Submitted at meeting – Letter from Fremont East Entertainment District, Certificate of Liability Insurance and Policy Declarations for Items 104 and 74
8. Submitted after meeting – Returned postcard support
9. Backup referenced from the 04-12-07 Planning Commission Meeting Item 15

Motion made by GARY REESE to Approve Subject to Conditions and amending Condition 4 as read for the record:

4. There shall be a review of this item in six months by the City Council.

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

BRENDA J. WILLIAMS, LOIS TARKANIAN, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

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Minutes:

MAYOR GOODMAN declared the Public Hearing open on Items 104 and 74.

STEVEN SMITH appeared with ROBERT HUMPHREYS and explained that the business is for amusement rides and not a taxi. The routes will be on slow streets. They have met with all affected districts and numerous City departments and thanked them for their participation. He read and submitted a support letter from the Entertainment District.

COUNCILMAN REESE expressed concerned with waste. MR. SMITH explained that although the diapers are not full proof, there is someone on call and the barn is only six minutes from the farthest point on route.

BART ANDERSON, Public Works Department, noted City ordinances that cover waste. This type of business can be safe and harmoniously brought into neighborhoods. The routes are defined and were presented to the Traffic and Parking Commission and were approved in March.

COUNCILMAN REESE asked the applicant to work with staff to ensure routes are not infringing upon construction in progress.

MR. ANDERSON stated that the proposed hours of operation will not be in conflict with any construction activities, as they have agreed to operate 6:30 p.m. to 2:00 a.m. weekdays and 9:00 a.m. to 2:00 a.m. weekends. He also clarified and noted staff's support for the applicant's requested exemptions regarding seatbelts and veterinarian certification. He explained that insurance will not cover horse carriages with seatbelts, as the opinion is that seatbelts create a greater hardship when trying to escape in emergency situations. MR. HUMPHREYS added that veterinarians have no way to evaluate horses' comfort level with street noise.

In response to MAYOR GOODMAN'S query, COUNCILMAN ROSS commented that he had an opportunity to visit the applicant's horses; they have a sharp operation. He was impressed with the operations at Tule Springs and pointed out that people are lining up to be picked up. He questioned why the applicant did not desire to transport individuals to their desired locations and not just a direct point. MR. SMITH explained that relative to the Transportation Services Authority guidelines, they would be classified as a limousine and a limousine license would be required.

TOM McGOWAN, Las Vegas resident, commented that carriages are not ADA compliant, alleys are dark and downtown is dangerous. The Arts District has been denied access to public mass transit. He strongly recommended approving but urged the Council to restore bus service to the Arts District.

BEATRICE TURNER, West Las Vegas; JOHNNY VENTURA and CHARLES FOX expressed their support for the business. MR. FOX suggested having the route extended to Eleventh Street, as he felt his customers would enjoy the business as well.

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MR. POLIAK expressed opposition, as he felt it was oblivious to the realities of traffic and congestion. He also felt there would be some remnants from the waste cleanup, which would create a health hazard.

ASSISTANT CITY ATTORNEY BRYAN SCOTT explained that the applicant is required to carry chemical neutralizer and a sufficient amount of liability insurance with the City being named as an additional insured. He submitted a copy of the declarations document, verifying the applicant has provided such policies.

MR. ANDERSON stated there are no current routes that pass by tower projects. He will continue to work with the applicant and assured the Council that routes will be restricted.

MAYOR GOODMAN declared the Public Hearing closed on Items 104 and 74.

